

# INTERNATIONAL UNION OF OPERATING ENGINEERS

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1126 Seventeenth Street, N.W.  
Washington, D.C. 20036  
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## Engineers Political Education Committee

April 22, 1999



### BY HAND DELIVERY

Mr. Andrew J. Dodson  
Senior Reports Analyst  
Reports Analysis Division  
Federal Election Commission  
999 E Street, N.W., Room 709  
Washington, D.C. 20463

Re: C00017194  
30 Day Post-General Report  
(10/1/98-11/23/98)

Dear Mr. Dodson:

The International Union of Operating Engineers/Engineers Political Education Committee ("IUOE/EPEC") (C00029504) submits this letter on behalf of IUOE Local 825 Political Action and Education Committee in response to an April 9, 1999 preliminary review recently sent to IUOE Local 825 concerning the above-referenced report.

As we discussed during our April 20, 1999 telephone conversation, the apparent excessive contributions are attributed to reporting errors, and IUOE/EPEC and its affiliated political action committees have, in fact, contributed a total of \$4,950.00 to Congressman Hinchey's primary election campaign and \$5,000.00 to his general election campaign. Based on the contribution records of IUOE/EPEC (attached), which coordinates with its affiliated PAC's to ensure compliance with federal contribution limitations, it appears that IUOE Local 825 inadvertently checked the wrong box in reporting its July 7, 1998 \$500.00 contribution to Congressman Hinchey's primary election campaign as a general election contribution. The \$500.00 contribution was for tickets to a July 16, 1998 fundraiser, and the New York primary was held

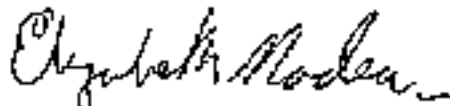
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in September 1998. "Friends of Maurice Hinchey" has advised me that the candidate reported IUOE Local 825's July 7, 1998 contribution as a primary election contribution.

As we also discussed during our telephone conversation, IUOE Local 137 PAC made a July 8, 1998 \$100.00 contribution to Friends of Maurice Hinchey, but did not designate on its FEC report whether the contribution was for the primary or general election. However, under FEC regulations, where a committee does not designate a particular election in making a contribution to a candidate, the "next election for that Federal office after the contribution is made" is the election toward which the amount is presumed to be contributed (11 C.F.R. §110.2(b)(2)(ii)). Application of that presumption in this case is appropriate since, as noted above, the primary was held in September 1998.

Finally, you advised me that IUOE Local 825 should file an amended report to correct its reporting error, and I have so advised the Local Union.

Sincerely,



Elizabeth A. Nadeau  
Assistant General Counsel

cc: IUOE Local 825  
IUOE Local 137

7- 1998 CONTRIBUTIONS TO FEDERAL CANDIDATES - 1998 ELECTION YEAR  
 ALPHA PAGE: 8

CANDIDATE	PTY	RACE	ELEC.	SOURCE	DATE	AMOUNT
HASTINGS, ALCEE	D	FL-23	98P	EPEC	02/17/1998	500.00
HASTINGS, ALCEE	D	FL-23	98P	EPEC	08/14/1998	500.00
HECKMEYER, TONY	D	MO-08	98G	EPEC	09/18/1998	5000.00
HILL, BARON	D	IN-09	98P	L103	12/10/1997	1000.00
HILL, BARON	D	IN-09	98P	EPEC	04/08/1998	500.00
HILL, BARON	D	IN-09	98G	EPEC	07/24/1998	500.00
HILL, BARON	D	IN-09	98G	L103	08/06/1998	500.00
HILL, BARON	D	IN-09	98G	L103	10/13/1998	1000.00
HILL, BARON	D	IN-09	98G	EPEC	10/02/1998	500.00
HILL, BARON	D	IN-09	98G	EPEC	12/03/1997	500.00
HILLIARD, EARL	D	AL-07	98P	EPEC	05/07/1998	500.00
HILLIARD, EARL	D	AL-07	98P	EPEC	07/24/1998	500.00
HILLIARD, EARL	D	AL-07	98G	EPEC	03/14/1997	350.00
HINCHEY, MAURICE	D	NY-26	98P	L825	11/06/1997	500.00
HINCHEY, MAURICE	D	NY-26	98P	EPEC	02/05/1998	2500.00
HINCHEY, MAURICE	D	NY-26	98P	L545	06/25/1998	2500.00
HINCHEY, MAURICE	D	NY-26	98G	L545	07/07/1998	500.00
HINCHEY, MAURICE	D	NY-26	98P	EPEC	07/22/1998	1000.00
HINCHEY, MAURICE	D	NY-26	98P	L106	09/25/1998	500.00
HINCHEY, MAURICE	D	NY-26	98G	L825	09/25/1998	200.00
HINCHEY, MAURICE	D	NY-26	98G	L825	10/20/1998	1800.00
HINCHEY, MAURICE	D	NY-26	98G	L825	02/02/1998	1000.00
HOBSON, DAVID	R	OH-07	98P	EPEC	10/16/1997	500.00
HOLDEN, TIM	D	PA-06	98P	EPEC	03/26/1998	500.00
HOLDEN, TIM	D	PA-06	98P	L542	02/27/1998	200.00
HOLDEN, TIM	D	PA-06	98P	L542	07/16/1997	150.00
HOLDEN, TIM	D	PA-06	98G	EPEC	10/02/1998	500.00
HOLDEN, TIM	D	PA-06	98G	L542	07/21/1998	200.00
HOLDEN, TIM	D	PA-06	98G	EPEC	06/23/1998	1000.00
HOLLINGS, ERNEST	D	SC-SN	98G	L068	10/26/1998	2000.00
HOLT, RUSH	D	NJ-12	98G	EPEC	05/30/1997	1000.00
HOOLEY, DARLENE	D	OR-05	DR	EPEC	04/21/1998	500.00
HOOLEY, DARLENE	D	OR-05	98P	EPEC	06/24/1998	1000.00
HOOLEY, DARLENE	D	OR-05	98G	EPEC	10/22/1998	500.00
HOUGHTON, AMO	R	NY-31	98G	EPEC	06/06/1997	250.00
HOYER, STENY	D	MD-05	98P	EPEC	04/02/1998	500.00
HOYER, STENY	D	MD-05	98P	EPEC	09/02/1998	1000.00
HOYER, STENY	D	MD-05	98P	EPEC	12/23/1997	1000.00
INOUE, DANIEL	D	HI-SN	98P	EPEC	06/24/1998	500.00
INSLEE, JAY	D	WA-01	98P	EPEC	06/12/1998	500.00
INSLEE, JAY	D	WA-01	98P	EPEC	08/14/1998	500.00
INSLEE, JAY	D	WA-01	98P	EPEC	09/18/1998	500.00
INSLEE, JAY	D	WA-01	98G	EPEC	02/17/1998	500.00
JACKSON, JESSE	D	IL-02	98P	EPEC	09/23/1998	500.00
JACKSON, JESSE	D	IL-02	98G	EPEC	11/14/1997	500.00
JACKSON-LEE, SHEILA	D	TX-18	98P	EPEC	03/10/1998	500.00
JACKSON-LEE, SHEILA	D	TX-18	98P	EPEC	07/23/1998	500.00
JACKSON-LEE, SHEILA	D	TX-18	98G	EPEC	04/09/1997	500.00
JEFFERSON, WILLIAM	D	LA-02	98P	EPEC	07/13/1998	1000.00
JEFFERSON, WILLIAM	D	LA-02	98P	EPEC		

Federal Election Commission

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